

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

v.

GREG ABBOTT, in his capacity as
GOVERNOR OF THE STATE OF TEXAS,
and THE STATE OF TEXAS,

Defendants.

Case No. 1:23-cv-00853-DAE

PLAINTIFF UNITED STATES' NOTICE OF WITHDRAWAL OF MOTION

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Dated: January 22, 2024

Counsel for the United States of America

Plaintiff the United States hereby notifies Defendants and the Court of its withdrawal of the Motion to Set New Deadline for Compliance with Paragraph 2 of Preliminary Injunction. ECF 66. Shortly after filing that motion on January 17, 2024, the United States received notice that the Fifth Circuit on the same day granted Defendants' petition for rehearing *en banc* of Defendants' interlocutory appeal from this Court's order granting the Preliminary Injunction. See Attachment 1. In light of the Fifth Circuit's action and this Court setting a trial date of March 19, 2024, the United States withdraws the motion it filed with this Court without prejudice.

Respectfully submitted,

Dated: January 22, 2024

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CERTIFICATE OF SERVICE

I certify that on January 22, 2024, a copy of this filing was served on counsel of record through the Court's electronic filing system.

/s/ Brian Lynk
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